

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

ALONZO AUSTIN,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CASE NO. 3:07-cv-42-MEF
	)	
GLOBAL CONNECTION,	)	
	)	
Defendant.	)	

**ORDER**

The Court is aware the parties failed to comply with the requirements of Section 3 of the Scheduling Order (Doc. 21) entered by this Court on May 24, 2007, which requires conducting a face-to-face settlement conference at which all parties engage in good faith settlement negotiations. Pursuant to this Court's Order the face-to-face settlement conference was to have been completed on or before **November 5, 2007**. Section 3 also requires the plaintiff to file a "Notice Concerning Settlement Conference and Mediation" indicating: (1) that a face-to-face settlement conference was conducted; (2) whether settlement was reached at the mandatory face-to-face settlement conference; and (3) whether the parties believe mediation will assist them in resolving this case short of trial. Plaintiff was required to submit the Notice Concerning Settlement Conference and Mediation **within five (5) business days of the conference (November 12, 2007)**. As of the date of this Order, the mandatory Notice Concerning Settlement Conference and Mediation has not been filed as required.

It is hereby **ORDERED** that:

- (1) Plaintiff file the Notice Concerning Settlement Conference and Mediation by **November 30, 2007**.
- (2) The parties show cause by **November 30, 2007** why the Court should not sanction them pursuant to Federal Rule of Civil Procedure 16(f) for failure to comply with the Scheduling Order in this case.
- (3) The Clerk of Court is **DIRECTED** to send a copy of this order to Plaintiff by certified mail. Defendants shall be served by e-mail transmittal.

DONE this 19th day of November, 2007.

/s/Terry F. Moorers  
TERRY F. MOORER  
UNITED STATES MAGISTRATE JUDGE